

Senate Chamber, Atlanta, Georgia
Friday, January 13, 2006
Fifth Legislative Day

The Senate met pursuant to adjournment at 9:00 a.m. today and was called to order by the President.

Senator Balfour of the 9th reported that the Journal of the previous legislative day had been read and found to be correct.

By unanimous consent, the reading of the Journal was dispensed with.

The Journal was confirmed.

The following message was received from the House through Mr. Rivers, the Clerk thereof:

Mr. President:

The House has passed, by substitute, by the requisite constitutional majority the following Bill of the Senate:

SB 84. By Senators Staton of the 18th, Williams of the 19th, Chapman of the 3rd, Rogers of the 21st, Chance of the 16th and others:

A BILL to be entitled an Act to amend Code Section 21-2-417 of the Official Code of Georgia Annotated, relating to form of proper identification at polls, so as to change the forms of identification that are acceptable at the polls; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 405. By Senators Rogers of the 21st, Pearson of the 51st, Hill of the 32nd, Goggans of the 7th, Heath of the 31st and others:

A BILL to be entitled an Act to amend Code Section 40-5-20 of the Official Code of Georgia Annotated, relating to the requirement for a driver's license, surrender of prior licenses, and prohibition of local licenses, so as to provide that any person charged with the offense of driving without having been issued

a valid driver's license shall, in all cases, be fingerprinted and photographed; to repeal conflicting laws; and for other purposes.

Referred to the Public Safety and Homeland Security Committee.

SB 425. By Senators Goggans of the 7th, Zamarripa of the 36th, Balfour of the 9th, Williams of the 19th, Johnson of the 1st and others:

A BILL to be entitled an Act to amend Article 9 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, the "Georgia Computer Security Act of 2005," so as to enact "The Georgia Child, Family, and School Communications Protection Act"; to provide a short title; to provide for definitions; to create a service to protect child, family, and school communications; to provide conditions for registration; to provide for a fee; to provide for procedures; to provide for verification from the contents of the service; to prohibit the release of certain information; to shield certain information from public inspection; to provide for a penalty; to provide for civil actions; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Science and Technology Committee.

SB 426. By Senators Pearson of the 51st, Schaefer of the 50th, Heath of the 31st, Grant of the 25th, Seabaugh of the 28th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 35 of the Official Code of Georgia Annotated, relating to the Department of Public Safety, so as to provide that the commissioner of public safety is authorized and directed to negotiate the terms of a memorandum of understanding between the State of Georgia and the United States Department of Justice or Department of Homeland Security concerning the enforcement of federal immigration laws and related activities; to provide for a definition; to provide for certain training; to provide for funding; to provide for certain authorized activities by certain peace officers; to repeal conflicting laws; and for other purposes.

Referred to the Public Safety and Homeland Security Committee.

SB 427. By Senators Hill of the 32nd, Smith of the 52nd, Hudgens of the 47th, Hill of the 4th and Harp of the 29th:

A BILL to be entitled an Act to amend Article 7 of Chapter 20 of Title 47 of the O.C.G.A., the "Public Retirement Systems Investment Authority Law," so as to define certain terms; to provide that certain public retirement systems may

invest retirement system assets in certain types of alternative investments, private placements, and other private investments; to provide that such investments may be made up to a certain amount; to shield information related to such investment from public scrutiny; to provide for a code of ethics; to amend Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to when public disclosure of records is not required and disclosure exempting legal authority, so as to exempt certain public records from public inspection; to repeal conflicting laws; and for other purposes.

Referred to the Retirement Committee.

SB 428. By Senators Schaefer of the 50th, Williams of the 19th, Rogers of the 21st, Douglas of the 17th, Pearson of the 51st and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 13 of Title 16 of the Official Code of Georgia Annotated, relating to regulation of controlled substances, so as to provide that the illegal manufacture, distribution, dispensation, or possession with intent to distribute a controlled substance or marijuana in, on, or within any real property on which a church or other house of worship is located is prohibited; to provide penalties; to provide for the manner of the imposition of such penalties; to provide for the barring of such persons convicted of such offenses from such property; to provide for certain evidentiary issues related thereto; to provide for other related matters; to repeal conflicting laws; and for other purposes.

Referred to the Special Judiciary Committee.

SB 429. By Senators Schaefer of the 50th, Williams of the 19th, Balfour of the 9th, Rogers of the 21st, Smith of the 52nd and others:

A BILL to be entitled an Act to amend Article 5 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to abortion, so as to require facilities where abortions are performed and facilities of physicians who refer for abortions to have or have access to certain medical equipment; to require such facilities to perform certain procedures prior to performing an abortion; to provide for certain forms; to provide a penalty for violations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Health and Human Services Committee.

- SB 430. By Senators Schaefer of the 50th, Williams of the 19th, Thomas of the 54th, Smith of the 52nd, Rogers of the 21st and others:

A BILL to be entitled an Act to amend Part 3 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to student health in elementary and secondary education, so as to provide that mental health screening shall not be given to students without prior parental consent; to provide for notice; to provide for the withholding of state funds by the State Board of Education; to provide for construction; to provide for a consent form; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Education and Youth Committee.

- SB 431. By Senators Whitehead, Sr. of the 24th, Stephens of the 27th, Williams of the 19th, Pearson of the 51st, Heath of the 31st and others:

A BILL to be entitled an Act to amend Part 1 of Article 6 of Chapter 6 of Title 32 of the Official Code of Georgia Annotated, relating to the authority of the Department of Transportation to order the removal and relocation of utility facilities occupying any part of the public road system, so as to provide that a utility that fails to remove or relocate a facility in a timely manner shall be responsible to the department and its contractors for failure to comply; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Transportation Committee.

- SB 432. By Senators Schaefer of the 50th, Balfour of the 9th, Hudgens of the 47th, Pearson of the 51st, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Chapter 4 of Title 1 of the O.C.G.A., relating to holidays and observances, so as to recognize the national "Year of the Museum" as 2006; to amend Chapter 1 of Title 10 of the O.C.G.A., relating to selling and other trade practices, so as to regulate loans to and abandoned property of museums and archives repositories; to provide a short title; to define certain terms; to provide a process for establishing ownership of property loaned to museums and archives repositories; to provide for notice; to provide for exemptions; to amend Article 5 of Chapter 12 of Title 44 of the O.C.G.A., relating to disposition of unclaimed property, so as to include cross-

references; to provide for other related matters; to repeal conflicting laws; and for other purposes.

Referred to the Special Judiciary Committee.

SR 682. By Senators Staton of the 18th, Carter of the 13th, Chapman of the 3rd, Chance of the 16th, Grant of the 25th and others:

A RESOLUTION proposing an amendment to the Constitution so as to remove the limitation on the types of property in community improvement districts which may be the subject of taxes, fees, and assessments; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Economic Development Committee.

SR 686. By Senator Schaefer of the 50th:

A RESOLUTION designating the J. Alton Wingate, Sr., Memorial Parkway; and for other purposes.

Referred to the Transportation Committee.

The following legislation was read the second time:

HB 149 HB 970 SB 120 SB 399

Senator Brown of the 26th asked unanimous consent that the call of the roll be dispensed with. The consent was granted, and the roll call was dispensed with.

The members pledged allegiance to the flag.

Senator Brown of the 26th introduced the chaplain of the day, Bishop Wes Hardin of Macon, Georgia, who offered scripture reading and prayer.

The following resolutions were read and adopted:

SR 683. By Senators Tolleson of the 20th, Adelman of the 42nd, Unterman of the 45th, Thomas of the 54th, Rogers of the 21st and others:

A RESOLUTION commending Georgia's registered nurses; and for other purposes.

SR 684. By Senators Hill of the 32nd, Grant of the 25th, Schaefer of the 50th, Harp of the 29th, Johnson of the 1st and others:

A RESOLUTION recognizing that each year the President of the United States proclaims January 16th to be national "Religious Freedom Day", this day shall also be designated Religious Freedom Day in Georgia to commemorate the passage of Thomas Jefferson's Virginia Statute for Religious Freedom; and for other purposes.

SR 685. By Senators Hamrick of the 30th and Seabaugh of the 28th:

A RESOLUTION recognizing and commending the Carroll County Chamber of Commerce; and for other purposes.

SR 687. By Senators Meyer von Bremen of the 12th and Hooks of the 14th:

A RESOLUTION commending and congratulating Dr. Carl Gordon on the occasion of his retirement; and for other purposes.

Senator Williams of the 19th moved that the Senate stand adjourned pursuant to HR 1044 until 1:00 p.m. Monday, January 23, 2006; the motion prevailed, and at 9:33 a.m. the President announced the Senate adjourned.